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HEWLETT-PACKARD COMPANY

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

CARL K. RICH, et al.,

Plaintiffs,

v.

HEWLETT-PACKARD COMPANY, et al.,

Defendants.

CASE NO. C 06 03361-JF (HRL)

**JOINT CASE MANAGEMENT  
STATEMENT, REPORT ON MEDIATION,  
AND JOINT STIPULATION AND  
[PROPOSED] ORDER**

HEARING DATE: July 27, 2007

HEARING TIME: 10:30 a.m.

WHEREAS counsel for Plaintiffs and the Defendant participated in a mediation session administered by the Hon. James L. Warren (Ret.) of JAMS on July 9, 2007.

WHEREAS this initial mediation session did not result in a settlement, but the parties made some progress in isolating the issues which separate them. The parties realize that there will have to be additional meetings. Should the parties determine that other meetings would be fruitful, they will promptly arrange for additional meetings and discussions.

WHEREAS the parties propose completing this process before scheduling pretrial and trial deadlines in this matter.

1 WHEREAS good cause exists for approving this Joint Stipulation, because, it would provide  
 2 the parties the necessary time to continue their informal discussions in an effort to attempt to resolve  
 3 their dispute.


4 WHEREAS the parties have not exchanged formal discovery requests and believe that an  
 5 exchange of such at this time might interfere with their informal exchanges and ongoing discussions.

6 WHEREAS both sides have worked cooperatively.

7 ACCORDINGLY, the parties, by and through their counsel of record, hereby stipulate to, and  
 8 request the Court's approval to take the Case Management Conference scheduled on July 27, 2007,  
 9 off calendar and continue it to September 14, 2007 to allow the parties to complete the initial  
 10 mediation process.

11 PURSUANT TO STIPULATION, IT IS SO ORDERED.

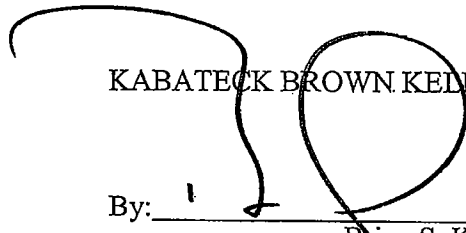
12 Dated: July 23, 2007

13   
 14 \_\_\_\_\_  
 15 The Hon. Jeremy Fogel  
 16 United States District Judge

17 IT IS SO STIPULATED.

18 DATED: July 20, 2007

19 KABATECK BROWN KELLNER LLP

20 By:   
 21 \_\_\_\_\_  
 22 Brian S. Kabateck

23 Attorneys for Plaintiffs and the Proposed Class

24 DATED: July 20, 2007

25 GIBSON, DUNN & CRUTCHER LLP

26 By:   
 27 \_\_\_\_\_  
 28 Peter Sullivan

Attorneys for Defendant HEWLETT-PACKARD  
 COMPANY

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**CERTIFICATE OF SERVICE**

I, Christopher Chorba, hereby certify that on July 20, 2007, I caused the foregoing **JOINT CASE MANAGEMENT STATEMENT, REPORT ON MEDIATION, AND JOINT STIPULATION AND [PROPOSED] ORDER** to be electronically filed and served upon the persons named below via the Court's Electronic Case Filing ("ECF") system. This document is available for reviewing and downloading from the ECF system.

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DATED: July 20, 2007

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By: /s/ Christopher Chorba\*

Attorneys for Defendant HEWLETT-PACKARD  
COMPANY

\*I hereby attest that I have on file all holograph  
signatures for any signatures indicated by a  
"conformed" signature (/s/) within this efiled document.

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